

PTO/SB/64 (09-04)
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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
 UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
 LIBE/APP28US

First named inventor: Luis Valente

Application No.: 08/330,274

Art Unit 2134

Filed: 06-11-1999

Examiner: Callahan, Paul E.

Title: Hierarchical Open Security Information Delegation and Acquisition

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX: (703) 872-9308

NOTE: If information or assistance is needed in completing this form, please contact
 Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity - fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$1,600.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of a response (Identify type of reply):

- ☒ has been filed previously on 2/15/05.
- ☒ copy is enclosed herewith.

B. The issue fee of \$ _____

- ☐ has been paid previously on _____.
- ☐ is enclosed herewith.

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This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PAGE 1/52 * RCVD AT 3/14/2005 5:54:00 PM [Eastern Standard Time] * SVR:USPTO-EFXXF-1/1 * DNIS:8729306 * CSID:17325309808 * DURATION (mm:ss):12:44

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abandonment have been responded to by the Office), the Applicant is filing this Petition. **The Applicant respectfully requests that the Office alternatively consider vacating the holding of abandonment.**

Authorization to charge counsel's deposit account number 20-0782 in the amount of \$1,500.00 is included in Applicant's Petition.

In support of the Petition/request to withdraw the holding of abandonment, Applicant states:

A response to the Office Action mailed on July 15, 2003 to Applicant's former attorneys was filed by facsimile on August 15, 2003.

A Power of Attorney/Change of Correspondence Address in favor of Customer No. 26,291 was filed by facsimile on September 9, 2003.

In a conversation with Examiner Paul Callahan on September 15, 2003, the undersigned was advised that neither the response filed on August 15, 2003 nor the Power of Attorney/Change of Correspondence Address filed on September 9, 2003 had been received. True copies of both were re-filed by facsimile on September 15, 2003.

On December 18, 2003 Applicant's attorneys received Notice of Abandonment mailed December 16, 2003.

On February 13, 2004, Applicant's attorney John M. Kelly held two telephone conferences with Examiner Paul Callahan.

On March 11, 2004, Applicant's attorneys faxed a reminder regarding removal of the Notice of Abandonment to the Office.

On June 2, 2004, Applicant's attorneys faxed a second reminder regarding removal of the Notice of Abandonment to the Office.

Subsequent to further telephone conversations with Examiner Callahan, on December 21, 2004 and again on January 5, 2005, Applicant's attorneys faxed an informal submission of a proposed substitute response to the Action mailed December 20, 2002.

On February 10, 2005, as instructed by Examiner Callahan, Applicant's attorneys filed a Substitute Response (to the Office Action mailed on December 20, 2002) including Applicant's further request for withdrawal of the holding of abandonment of this application.

True copies of all filings/submissions mentioned above are attached together with a copy of John M. Kelly's February 13, 2004 e-mail to Eamon J. Wall reporting Mr. Kelly's telephone conversations with Examiner Callahan.

Accordingly, the entire delay in filing the required response to the Office Action mailed December 20, 2002 from the due date for the response to the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.

Respectfully submitted,



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